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GE HEALTHCARE c/o FLETCHER YODER, PC P.O. BOX 692289 HOUSTON, TX 77269-2289			EXAMINER AUGUSTINE, NICHOLAS	
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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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*Ex parte:* GIRISH KUMAR MURALIDHARAN  
and  
DAVID MATTHEW DEAVEN

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Application No. 10/681,730  
Technology Center 2100

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Mailed: May 6, 2009

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Before KRISTA ZELE *Deputy Chief Appeals Administrator*  
ZELE, *Deputy Chief Appeals Administrator*.

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received by the Board of Patent Appeals and Interferences on April 15, 2009. A review of the application revealed that it is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the Examiner to address the following matter requiring attention.

APPEAL BRIEF: CLAIMS APPENDIX

A review of the Appeal Brief filed October 23, 2007 reveals that claims 10, 11, 12, 13, 14, 16 and 17 in the Claims Appendix of the Appeal Brief are not consistent with claims in the last entered amendment filed on January 3, 2007. The copy of the claims should be in proper format and should not include any markings such as brackets or underlining except for claims in a reissue application in accordance with 37 C.F.R.

41.37(c)(1)(viii). Furthermore, the Claims Appendix cannot assume entry of after-final submissions for which an Advisory Action (or other Office communication) has not advised of entry. *See also Manual of Patent Examining Procedure* (MPEP) § 1205.02 (8<sup>th</sup> ed. Rev. 7, July 2008) for details. The Examiner clearly stated in his Advisory Action dated June 18, 2007 that Appellants' Amendment After Final, filed June 1, 2007, would not be entered.

Specifically, claim 10, as provided in the Appeal Brief's Claims Appendix, reads: "One or more computer readable storage media having a computer program stored thereon, the computer program, comprising: . . ."

However, in the last entered Amendment, dated January 3, 2007, claim 10 reads: "A computer program, provided on one or more tangible computer readable media, for limiting remote display of a local system user interface, comprising: . . ."

Claim 11, as provided in the Appeal Brief's Claims Appendix, reads: "The one or more computer readable storage media as recited in claim

10 . . .” However, in the last entered Amendment, dated January 3, 2007, claim 11 reads: “The computer program as recited in claim 10 . . .”

Claim 12, as provided in the Appeal Brief’s Claims Appendix, reads: “The one or more computer readable storage media as recited in claim 11 . . .” However, in the last entered Amendment, dated January 3, 2007, claim 12 reads: “The computer program as recited in claim 11 . . .”

Claim 13, as provided in the Appeal Brief’s Claims Appendix, reads: “The one or more computer readable storage media as recited in claim 11 . . .” However, in the last entered Amendment, dated January 3, 2007, claim 13 reads: “The computer program as recited in claim 11 . . .”

Claim 14, as provided in the Appeal Brief’s Claims Appendix, reads: “The one or more computer readable storage media as recited in claim 13 . . .” However, in the last entered Amendment, dated January 3, 2007, claim 14 reads: “The computer program as recited in claim 13 . . .”

Claim 16, as provided in the Appeal Brief’s Claims Appendix, reads: “One or more computer readable storage media having a computer program stored thereon, the computer program, comprising: . . .”

However, in the last entered Amendment, dated January 3, 2007, claim 16 reads: “A computer program, provided on one or more tangible computer readable media, for limiting remote operation of a local system user interface, comprising: . . .”

Claim 17, as provided in the Appeal Brief’s Claims Appendix, reads: “The one or more computer readable storage media as recited in claim

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16 . . .” However, in the last entered Amendment, dated January 3, 2007, claim 17 reads: “The computer program as recited in claim 16 . . .”

Appropriate correction of all claims provided in the Claims Appendix, in proper format, is required.

### CONCLUSION

Accordingly, it is ORDERED that the application is returned to the Examiner to:

- (1) instruct Appellants to correct the Claims Appendix of the Appeal Brief filed October 23, 2007; and
- (2) for such further action as may be appropriate.

If there are any questions pertaining to this Order, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

KZ/BIM

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